THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.15347 of 2006

Dated:25.07.2006

Between:

Uppalapati Rama Raju S/o Rama Raju

..... PETITIONER

And

The State Election Commission, rep., by its Commissioner,
A.P., Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.15347 of 2006

ORDER:

The writ petition is filed seeking a Writ of Mandamus declaring the action of the respondents in not accepting the nomination of the petitioner for the post of Sarpanch of Kanduluru Gram Panchayat, Tangutur Mandal of Prakasam District, on the ground that he did not produce the documentary proof of Resignation Letter, as arbitrary and contrary to the provisions of Panchayat Raj Act, and consequently declare that his nomination is valid and pass such other suitable orders.

It is stated that the nomination of the petitioner was rejected on 20.07.2006. Several other factual details also had been narrated. It is stated that Sri Subba Reddy lodged a caveat in the matter.

Inasmuch as this is being a question of fact, this Court cannot go into such questions of fact at this stage. Liberty is given to the petitioner to approach the Election Tribunal by filing appropriate Election Petition.

The writ petition is disposed of accordingly. No order as to costs.

25.07.2006

sh